

Public Utilities Commission of the State of California

***Public Agenda 3059
Thursday, March 15, 2001, 10 a.m.
San Francisco, California***

**Commissioners
Loretta M. Lynch, President
Henry M. Duque
Richard A. Bilas
Carl W. Wood
Geoffrey F. Brown**

For each agenda item, a summary of the proposed action is included; the Commission's decision may, however, differ from that proposed.

Website: <http://www.cpuc.ca.gov>

Scheduled Commission Meetings 505 Van Ness Avenue, San Francisco

<i>Ratesetting Deliberative Meeting*</i> Room 5305 (1:30 p.m.) <i>Closed to the Public</i>	<i>Commission Meeting</i> Auditorium (10 a.m.) <i>Open to the Public</i>
	<i>Continuation meeting Wednesday, March 7</i>
Tuesday, March 12	Thursday, March 15
Thursday, March 22	Tuesday, March 27
Monday, April 16	Thursday, April 19
Monday, April 30	Thursday, May 3

**Ratesetting Deliberative Meeting dates are reserved as noted but will be held only if there are ratesetting matters to be considered and a Commissioner has requested that a Ratesetting Deliberative Meeting be held. A "✓" next to the date indicates that the meeting will be held. A "✓" next to the item number on the Agenda indicates that the matter will be considered during the Ratesetting Deliberative Meeting.*

A "◆" next to the item number on the Agenda indicates that the matter may be considered during Closed Session pursuant to Public Utilities Code Section 1701.2(c); thereafter the Commissioners will reconvene in Public Session to vote on the item.

Matters of Public Interest

For the convenience of the public and media representatives, items of widespread public interest will be taken up at the beginning of the meeting.

For further information contact the Public Advisor
(415) 703-2074 E-mail: public.advisor@cpuc.ca.gov



This location is accessible to people with disabilities. If specialized accommodations for the disabled are needed, e.g. sign language interpreters, please call the Public Advisor at (415) 703-2074 or TTY# (415) 703-5282 or toll free # 1-866-836-7825 three business days in advance of the meeting.

PUBLIC COMMENT

The following items are not subject to public comment:

- All items on the closed session agenda; these are HEX and EX items.
- CA-26, CA-38, CA-45, H-5, H-5a, 2, 4

CONSENT AGENDA

Items shown on the Consent Agenda will be taken up and voted on as a group in one of the first items of business of each Commission meeting. Items may be removed from the Consent Agenda for discussion on the Regular Agenda at the request of any Commissioner prior to the meeting.

ORDERS AND RESOLUTIONS

- CA-1** **Res TL-18960** - Resolution approving issuance of charter-party carrier certificates pursuant to Section 5374(b) of the Public Utilities Code.
- CA-2** **Res ALJ-176-3059** - Ratification of preliminary determinations of category for proceedings initiated by application. The preliminary determinations are pursuant to Article 2.5, Rules 4 and 6.1 of the Commission's Rules of Practice and Procedure.
- CA-3** **Not used.**
- CA-4** **R95-04-043 – Order Instituting Rulemaking on the Commission's own motion into competition for local exchange service. I95-04-044 – Related matter.**
This decision grants, in part, the Petition for Modification of D00-07-022 filed by NeuStar, Inc. The decision is modified to revise the formula for allocation of shared pooling costs among carriers, to allow prospective application of billing credits, and to require "Direct Fees" to be recovered from all carriers on a pro rata basis.
(Com Lynch – ALJ Pulsifer)
(Section 311(g)(1))

- CA-5 A00-04-023 – California-American Water Company.**
This decision adopts an all-party settlement which grants California-American Water Company general rates increases for its Los Angeles Division in the amount of \$890,000 (5.60%) for 2001, \$387,800 (2.31%) for 2002, and \$416,900 (2.43%) for 2003. This proceeding is closed.
(Com Duque – ALJ O'Donnell)
(Section 311(d))
- CA-6 A00-03-024 – Sierra Pacific Power Company (Sierra).**
Sierra seeks an exemption from Pub. Util. Code § 851 for the sale of certain electric generating plants located in the State of Nevada. Sierra's request for exemption is denied. In addition, the order finds a settlement jointly filed by Sierra and the Office of Ratepayer Advocates is not consistent with the law or in the public interest. The settlement does not ensure reliability while avoiding market power as required by Section 362. Further, the settlement would allow the sale of generation assets in violation of the newly enacted Section 377. The motion requesting approval of the settlement is denied. This proceeding is closed.
(Com Bilas – ALJ Duda)
(Section 311(g)(1))
- CA-7 Not used.**
- CA-8 A00-10-006 – Golden Eagle Shuttle, Inc.**
This decision grants Golden Eagle Shuttle, Inc. a certificate of public convenience and necessity to operate as a passenger stage corporation between points in the counties of San Francisco, Alameda, Contra Costa, Santa Clara, San Mateo, Napa, Sonoma, Marin, and Solano and the International Airports of San Francisco, Oakland and San Jose and to establish a Zone of Rate Freedom. This proceeding is closed.
(Exam Koss)
- CA-9 A00-11-027 – Kundan Singh Dhami dba Seniors Airporter Shuttle.**
This decision grants Kundan Singh Dhami a certificate of public convenience and necessity to operate as a passenger corporation between points in the counties of Alameda, Santa Clara, and San Mateo and the International Airports of San Francisco, Oakland, and San Jose. This proceeding closed.
(Exam Koss)

- CA-10 A00-09-047 – Constantino Fourniotis dba Acropolis Airport Shuttle.**
This decision grants Constantino Fourniotis authority to extend his passenger stage corporation between Santa Clara County and the International Airports of Oakland, San Francisco and San Jose, and between San Jose International Airport and the counties of San Francisco, Alameda, Solano, and Contra Costa and to establish a Zone of Rate Freedom. This proceeding is closed.
(Exam Koss)
- CA-11 A98-10-012 – Southern California Gas Company.**
For authority to revise its Rates effective August 1, 1999, in its Biennial Cost Allocation Proceeding. A98-10-031 related matter. This decision authorizes San Diego Gas & Electric Company (SDG&E) to refund to core customers the balance in the Global Settlement Prepayment Balancing Account (GSPBA) in one month, rather than 24 months; and finds that the proper allocation of the GSPBA is to reflect how SDG&E records entries into the account. These proceedings are closed.
(Com Duque - ALJ Barnett)
- CA-12 A00-11-058 – TalkingNets California, LLC.**
This decision grants TalkingNets California, LLC a certificate of public convenience and necessity to provide limited facilities-based and resold local exchange and interexchange services. This proceeding is closed.
(Com Wood - ALJ O'Donnell)
- CA-13 A00-11-066 – Midwestern Telecommunications, Inc.**
This decision grants Midwestern Telecommunications, Inc. a certificate of public convenience and necessity to resell local exchange and interexchange services. This proceeding is closed.
(Com Wood - ALJ O'Donnell)
- CA-14 A00-08-033 – Balwinder S. Patrola and Bhupinder K. Saini dba East Bay Express Airporter (Applicants).**
This decision grants Applicants a certificate of public convenience and necessity to operate as a passenger stage corporation between points in the counties of San Francisco, Alameda, San Mateo, Contra Costa, and Santa Clara, and San Francisco, Oakland and San Jose International Airports, and to establish Zone of Rate Freedom. This proceeding is closed.
(Exam Koss)

- CA-15 A00-10-030 – Airport Services of Karam Singh Pooni dba Zebra Shuttle (Applicant).**
This decision grants Applicant a certificate of public convenience and necessity to operate as a passenger stage corporation between points in the counties of Alameda, Santa Clara, and San Mateo and the International Airports of San Francisco, Oakland and San Jose. This proceeding is closed.
(Exam Koss)
- CA-16 A00-10-038 – LOCAL FIBER L.L.C.**
This decision grants a certificate of public convenience and necessity to LOCAL FIBER L.L.C. to offer limited facilities-based and resale local exchange service in the territories of Pacific Bell, Verizon California Incorporated, Roseville Telephone Company, and Citizens Telephone Company and interexchange service on a statewide basis. This proceeding is closed.
(Com Wood – ALJ Pulsifer)
- CA-17 A97-06-047 – Southern California Edison Company (Edison).**
For authority to construct electrical facilities with voltages between 50 kV and 200 kV: Calnev Power Line and Substation Project. This decision grants Edison's request that its application be withdrawn with leave to refile when it is ready to proceed. This proceeding is closed.
(Com Bilas – ALJ Patrick)
- CA-18 A00-08-017 – Western States Teleport.**
This decision grants a certificate of public convenience and necessity to Western States Teleport to offer resale and limited facilities-based local exchange and interexchange service. This proceeding is closed.
(Com Wood – ALJ Pulsifer)
- CA-19 A00-10-058 – TNS of California, Inc.**
This decision grants a certificate of public convenience and necessity to TNS of California, Inc. to offer resale and limited facilities-based local exchange service within the Pacific Bell and Verizon California service territories, and interexchange service on a statewide basis. This proceeding is closed.
(Com Wood – ALJ Pulsifer)

- CA-20 A00-07-007 – bigredwire.com, Inc.**
This decision dismisses without prejudice the application of bigredwire.com, Inc. for a certificate of public convenience and necessity to offer interexchange resale service. The applicant elects to pursue its request through the registration process. This proceeding is closed.
(Com Wood – ALJ Pulsifer)
- CA-21 A00-05-068 – Furst Group, Inc. and Furst Holdings, Inc. (Applicants)**
For approval of Stock Purchase Agreement and Related Transactions between Furst Group, Inc. and Furst Holdings, Inc. Upon written and unopposed request of Applicants, the application is dismissed with prejudice. This proceeding is closed.
(Com Lynch – ALJ Duda)
- CA-22 A00-05-025 – Southern California Edison Company (SCE).**
This decision authorizes SCE to retain and operate its Pebbly Beach Generating Station and the station's generation assets under cost-of-service regulation. The market value for the generation-related assets at the Pebbly Beach Generating Station is established equal to the net book value of those assets as of the end of the rate freeze for SCE. This proceeding closed.
(Com Bilas – ALJ Barnett)
- CA-23 Res G-3302 – Pacific Gas and Electric Company (PG&E).**
This resolution grants PG&E's request to modify its deviation from General Order 58-A, "Standards for Gas Service" and its Gas Meter Performance Control Program.
(Advice Letter 2263-G, filed September 8, 2000.)
- CA-24 Res W-4249 – Central Camp Water Company (CCWC).**
This resolution grants CCWC authority to collect a surcharge for recovery of expenses recorded in the Unanticipated Engineering and Unanticipated Legal Cost Memorandum Accounts consisting of two equal payments of \$74.44 producing an increase in annual revenue of \$11,017.17 or 74.4% for the cost of engineering and legal expenses.
(Agenda 3058, Item CA-24, 2/22/01; Req – Commission)

- CA-25 A00-10-043 - Hillview Water Company, Inc. (Hillview).**
For authority to issue evidence of indebtedness (Promissory Note and Loan Agreement) and to grant security interest in its assets. This decision grants Hillview's request to borrow \$3,408,477 under the Safe Drinking Water State Revolving Fund; to encumber its assets in connection with the loan; and to effect a surcharge to repay the loan. This proceeding is closed.
(Exam Evans)
(Agenda 3057, Item CA-9, 2/8/01; Agenda 3058, CA-29, 2/22/01;
Req - Commission)
- ◆CA-26 C98-08-040 - Donna Matthews (Complainant) vs. Meadows Management Company, James K. Krueger and Rondell B. Hanson, dba Plantation on the Lake Mobilehome Park (Defendants).**
The Defendants' motion to dismiss the complaint is granted. Complainant has failed to bear her burden of proving that water rates for Plantation on the Lake Mobilehome Park are not just and reasonable. This proceeding is closed.

(Rev.) (Com Lynch - ALJ Ryerson)
(3/8/01) (Agenda 3053, Item CA-9, 12/21/00; Agenda 3054, Item CA-21, 1/4/01;
Agenda 3055, Item CA-18, 1/18/01, Continuation 1/26/01; Agenda 3057,
Item CA-41, 2/8/01; Agenda 3058, CA-32, 2/22/01; Req – Commission)
This revision was not listed on the agenda distributed to the public.
- CA-27 C98-03-023 - Gina Guillamun DiResta vs. Esprit de Sol Apartments.**
This decision dismisses complaint for lack of jurisdiction. This proceeding is closed.

(Rev.) (Com Lynch - ALJ Vieth)
(3/8/01) (Section 311(g)(1))
(Agenda 3046, Item CA-28, 9/7/00; Agenda 3048, Item CA-15, 10/5/00;
Agenda 3049, Item CA-25, 10/19/00; Agenda 3050, Item CA-23, 11/2/00;
Agenda 3051, Item CA-21, 11/21/00; Agenda 3052, Item CA-45, 12/7/00;
Agenda 3053, Item CA-35, 12/21/00; Agenda 3054, Item CA-23, 1/4/01;
Agenda 3055, Item CA-20, 1/18/01, Continuation 1/26/01; Agenda 3057,
Item CA-42, 2/8/01; Agenda 3058, CA-33, 2/22/01; Req – Commission)
This revision was not listed on the agenda distributed to the public.

CA-28 A00-02-035 - San Jose Water Company (SJWC).

This decision grants SCJWC's request to increase its rates by amounts designed to increase revenue by \$8,240,700 (7.23%) for 2001; \$5,011,000 (4.10%) for 2002; and \$3,930,100 (3.09%) for 2003. The Commission authorizes rates of return on rate base of 9.23% for the year 2001; 9.25% in 2002; and 9.25% in 2003. The return on common equity (ROE) authorized by this decision is 10.20%. As a result of the revenue increase granted by this decision, the monthly bill for the average residential customer using 1,500 cubic feet per month would increase by \$2.74 or 9.67%, from \$28.33 to \$31.07 for year 2001. Also, the Commission adopts a Settlement entered into by the Ratepayer Representation Branch (RRB) of the Water Division and SJWC. The Settlement resolves all issues between RRB and SJWC except for ROE. Following evidentiary hearings on this one issue, the Commission concludes that a constant ROE of 10.20% is just and reasonable for the years 2001-2003. This proceeding is closed.

(Com Duque – ALJ Patrick)

(Section 311(d))

(Agenda 3054, Item CA-5, 1/4/01; Agenda 3055, Item CA-17, 1/18/01, Continuation 1/26/01; Agenda 3057, Item CA-40, 2/8/01; Agenda 3058, CA-34, 2/22/01; Req – Commission)

CA-29 Res W-4250 – Larkspur Meadows Water Company.

This resolution authorizes a general increase in rates producing \$3,194 or 32.9% additional annual revenue.

CA-30 Res SX-37 – San Diego Metropolitan Transit Development Board.

This resolution authorizes San Diego Metropolitan Transit Development Board to use forestalling equipment in grade crossing apparatus at seven near-side station crossing locations in the cities of San Diego and El Cajon, San Diego County, pursuant to Section 12.1 of General Order 75-C.

CA-31 Res W-4251 – Erskine Creek Water Company.

This resolution grants an offset rate increase of \$28,547.86 or 8.6% in additional revenue.

- CA-32 I99-07-003 –Investigation on the Commission’s Own Motion to Consider the Costs and Benefits of Various Promising Revisions to the Regulatory and Market Structure Governing California’s Natural Gas Industry and to Report to the California Legislature on the Commission’s Findings.**
This decision grants Aglet Consumer Alliance \$15,910.16 in compensation for its contribution to D00-05-049 and grants \$17,246.02 to The Utility Reform Network in compensation for its contribution to D00-02-050 and D00-05-049.
(Com Bilas – ALJ Jones)
- CA-33 Not used.**
- CA-34 Not used**
- CA-35 Res W-4252 – Fruitridge Vista Water Company.**
This resolution authorizes Fruitridge Vista Water Company an interim increase in rates subject to refund producing additional annual revenues of \$209,623 or 20.6% in annual revenue. This resolution also authorizes a 3.4% CPI increase for year 2001 producing additional annual revenues of \$41,726.40.
- CA-36 C00-04-013 – ARCO Products Company and Mobil Oil Corporation.**
This decision extends the 12-month statutory deadline pursuant to Public Utilities Code Section 1701.2(d) until further notice.
(Com Wood – ALJ Brown)
- CA-37 A99-01-016 – Pacific Gas and Electric Company.**
For Authority to Establish Post-Transition Period Electric Ratemaking Mechanisms. A99-01-019, A99-01-034 – Related matters. This decision corrects an error in D00-11-002. These proceedings are closed.
(Com Duque – ALJ Walker)
- CA-38 (ECP) C00-10-007 – Alan S. Kirsch vs. Pacific Bell Telephone Company.**
This expedited complaint alleging improper service is denied. This proceeding is closed.
(Com Wood – ALJ Bennett)
- CA-39 A00-11-042 – OneStar Long Distance, Inc.**
This decision grants a certificate of public convenience and necessity to OneStar Long Distance, Inc. to offer resold local exchange resale service within the territory of Pacific Bell. This proceeding is closed.
(Com Wood – ALJ Pulsifer)

- CA-40 A00-11-017 – Global Metro Networks California, LLC.**
This decision grants Global Metro Networks California, LLC a certificate of public convenience and necessity to provide limited facilities-based and resold local exchange and interexchange services. This proceeding is closed.
(Com Wood – ALJ O'Donnell)
- CA-41 A00-11-030 – United States Communications Corporation dba U.S. CommCorp.**
This decision grants United States Communications Corporation dba U.S. CommCorp a certificate of public convenience and necessity to provide limited facilities-based and resold local and interexchange telecommunications services. This proceeding is closed.
(Com Wood – ALJ O'Donnell)
- CA-42 A00-11-010 – Zama Networks, Inc.**
This decision grants Zama Networks, Inc. a certificate of public convenience and necessity to provide limited facilities-based local exchange service. This proceeding is closed.
(Com Wood – ALJ O'Donnell)
- CA-43 A00-11-019 – California Telephone Company, L.L.C.**
This decision grants California Telephone Company, L.L.C. a certificate of public convenience and necessity to resell local exchange and interexchange services. This proceeding is closed.
(Com Wood – ALJ O'Donnell)
- CA-44 A00-11-067 – Paging Dimensions, Inc.**
This decision grants Paging Dimension, Inc. a certificate of public convenience and necessity to resell local and interexchange telecommunications services. This proceeding is closed.
(Com Wood – ALJ O'Donnell)
- CA-45 (ECP) C00-12-028 – Jaclyn Horton vs. Pacific Bell Telephone Company.**
Complaint for damages for failure to render adequate service. Held. Complaint denied. Defendant did not violate its tariff. This proceeding is closed.
(Com Wood – ALJ Barnett)

- CA-46 A99-08-030 – Southern California Edison Company (Edison).**
For authority to take certain actions necessary to transfer certain generation-related employees and assets to a nonutility operation and maintenance affiliate. This decision grants limited waiver requested by Coalition of California Utility Employees from the one-year “residency requirement” of Rule V.G.2.b of the Affiliate Transaction Rules for Edison employees transferring to an Edison Operation and Maintenance.
(Com Wood – ALJ Brown)
- CA-47 C00-04-029 – George M. Sawaya vs. MCI Telecommunications Corp. aka MCI WorldCom, a.k.a. MCI WorldCom, Inc.**
This decision extends the 12-month deadline for issuance of the presiding officer’s decision because of a delay which resulted from efforts of the presiding officer and the parties to resolve this matter informally through the meet and confer process, mediation, and a motion for summary judgement before proceeding to an evidentiary hearing.
(Com Wood – ALJ Prestidge)
- CA-48 A99-05-002 – San Diego Gas & Electric Company.**
For authority to increase its gas and electric revenue requirements to reflect its accomplishments for Demand-Side Management Program Year 1998, Low Income Program Year 1998, and to address policy and procedural issues for future program years 1999 through 2001 in the 1999 Annual Earnings Assessment Proceeding. A99-05-005, A99-05-007, A99-05-008 – Related matters. This decision grants The Utility Reform Network an award of \$16,827.77 in compensation for its contribution to D00-05-019 and D00-09-038. These proceedings are closed.
(Com Wood – ALJ Rosenthal)

CA-49 I00-03-015 - In the matter of the Order Instituting Investigation on the Commission's own motion into the operations and practices of Let's Move It, Inc., and its President, Amir Golan.

This decision adopts the proposed settlement agreement between the Commission's Consumer Services Division (CSD) and respondent, Let's Move It, Inc., dba Let's Move It Right, Inc., and its President Amir Golan, aka Amir Golan Rosenthal (collectively LMI or respondents). The Commission concludes that the agreement meets the requirements of Rule 51(e) of the Commission's Rules of Practice and Procedure by being reasonable in light of the whole record, consistent with the law, and in the public interest, and approve the settlement.

The settlement agreement suspends respondents' household goods carrier operations and imposes a \$10,000 fine to be paid in 30 consecutive monthly installments. During the probation period, the suspension and \$3,000 of this fine are stayed. If respondents materially breach the agreement, the entire unpaid fine, including the stayed portion, becomes due and payable within ten days. In addition, the breach would constitute grounds for CSD to initiate a hearing or other appropriate proceeding, which may include proposals for the Commission to lift the stay and impose the suspension of respondents' operating authority. Paragraph 10 of the settlement agreement states that respondents agree not to contest such proceedings. The settlement also provides for correction of violations and resolution of customer claims. This proceeding is closed.

(Com Wood – ALJ Econome)

CA-50 I00-03-015 – Order Instituting Investigation on the Commission's own motion into the operations and practices of Let's Move It, Inc., California corporation and its President Amir Golan.

This order extends the 12-month statutory deadline for resolving this proceeding until further notice.

(Agenda 3058, CA-16, 2/22/01, Continuation 3/7/01; Req – Commission)

(Com Wood – ALJ Econome)

CA-51 A00-07-006 - Southern California Edison Company (SCE).

For authority to issue, sell, and deliver one or more series of Debt Securities and to guarantee the obligations of others in respect of the issuance of Debt Securities, the total aggregate principal amount of such indebtedness and guarantees not to exceed \$1,586,840,000; to execute and deliver one or more indentures; to sell, lease, assign, mortgage, or otherwise dispose of or encumber utility property; to issue, sell and deliver in one or more series, an aggregate amount not to exceed \$250,000,000 par or stated value of Cumulative Preferred Stock -- \$25 Par Value, Cumulative Preferred Stock - \$100 Par Value, Preference Stock or any combination thereof and for an exemption from the Commission's Competitive Bidding Rule. A88-03-024, A00-07-048, A97-11-032 – Related matters. Decision granting SCE certain exemptions from the Competitive Bidding Rule pursuant to its Expedited Petition for Modification of D88-07-069, D98-02-104, D00-10-040 and D00-10-063. These proceedings are closed. (Agenda 3058, CA-35, 2/22/01, Continuation 3/7/01; Req – Commission) (Exam Evans)

REGULAR AGENDA

UTILITY AND TRANSPORTATION ORDERS

ORDERS HELD OVER

- ◆**H-1** **C99-04-046 - Pacific Bell vs. FirstWorld Communications, Inc., FirstWorld SoCal (FWSC), FirstWorld Orange Coast, FirstWorld SGV.**
This decision orders FWSC, pursuant to D98-10-058, to renegotiate its contract with Orange City Mills Limited Partnership to provide service at the Block at Orange, a shopping mall. This decision also orders FWSC to cease ownership of intrabuilding network cable and inside wire. This proceeding is closed.
(Rev.) (Com Wood - ALJ O'Donnell)
(3/8/01) (Agenda 3049, Item CA-13, 10/19/00; Agenda 3050, Item H-4, 11/2/00; Agenda 3051, Item H-4, 11/21/00; Agenda 3052, Item H-5, 12/7/00; Agenda 3053, Item H-8, 12/21/00; Agenda 3055, Item H-1, 1/18/01; Req - Commission)
This revision was not listed on the agenda distributed to the public.
- H-2** **C98-06-016 - The Utility Consumers' Action Network (UCAN) vs. MCI Metro Access Transmission Services, Inc. (MCI Metro).**
This decision finds that MCI Metro has resolved all billing errors included in this proceeding, and that these errors support a fine of \$250,000 as requested by UCAN. MCI Metro's forthright and cooperative conduct in resolving these errors, however, mitigates the need for the fine. This proceeding is closed.
(Com Bilas - ALJ Bushey)
(Section 311(g)(1))
(Agenda 3053, Item 1, 12/21/00; Agenda 3054, Item H-7, 1/4/01; Agenda 3055, Item H-4, 1/18/01, Continuation 1/26/01; Agenda 3058, Item H-1, 2/22/01; Req - Commission)
- H-2a** **COMMISSIONER WOOD'S ORDER Re ITEM H-2.** This alternate order finds that MCI Metro, in compliance with D99-04-053, has resolved billing errors, and that these errors support a fine. This proceeding is closed.
(Agenda 3055, Item H-4a, 1/18/01, Continuation 1/26/01, Agenda 3058, Item H-1a, 2/22/01; Req - Commission)

◆H-3 **C99-01-039 - The Greenlining Institute, Latino Issues Forum vs. Pacific Bell, Pacific Bell Information Services.**

This decision denies the complaint after concluding, among other things, that the preponderance of the evidence does not establish that defendants deceptively marketed and sold voicemail to business customers. This proceeding is closed.

(Rev.)
(3/8/01)

(Com Wood - ALJ Vieth)

(Agenda 3038, Item 7, 5/4/00; Agenda 3040, Item H-4, 6/8/00; Agenda 3042, Item H-2, 7/6/00; Agenda 3043, Item H-2, 7/20/00; Agenda 3044, Item H-8, 8/3/00; Agenda 3046, Item H-7, 9/7/00; Agenda 3047, Item H-4, 9/21/00; Agenda 3048, Item H-5, 10/5/00; Agenda 3049, Item H-5, 10/19/00; Agenda 3050, Item H-9, 11/2/00; Agenda 3052, Item H-1, 12/7/00; Agenda 3053, Item H-4, 12/21/00; Agenda 3054, Item H-2, 1/4/01; Agenda 3057, Item H-1, 2/8/01; Agenda 3058, Item H-2, 2/22/01; Req – Commission)

This revision was not listed on the agenda distributed to the public.

◆H-3a **COMMISSIONER WOOD’S ORDER (PAGES) Re: ITEM H-3.**

These changed pages decline to adjudicate claims that Pacific Bell violated the California Unfair Competition Law (Business and Professions Code Section 17200 et seq. and Section 17500 et seq.), and note that remedies available under that law are cumulative and in addition to remedies that may be imposed under other laws.

(Agenda 3058, Item H-2a, 2/22/01; Req - Commission)

◆H-4 **C98-04-004 - The Utility Consumers’ Action Network vs. Pacific Bell.**

C98-06-003, C98-06-027, C98-06-049, I90-02-047 - Related matters.

This decision disposes of appeals of Presiding Officer’s Decision. These proceedings are closed.

(Rev.)
(3/8/01)

(Com Wood - ALJ Bushey)

(Agenda 3044, Item 3, 8/3/00; Agenda 3046, Item H-14, 9/7/00; Agenda 3047, Item H-8, 9/21/00; Agenda 3048, Item H-7, 10/5/00; Agenda 3049, Item H-6, 10/19/00; Agenda 3050, Item H-10, 11/2/00; Agenda 3052, Item H-2, 12/7/00; Agenda 3053, Item H-5, 12/21/00; Agenda 3054, Item H-3, 1/4/01; Agenda 3057, Item H-2, 2/8/01; Agenda 3058, Item H-3, 2/22/01; Req - Commission)

This revision was not listed on the agenda distributed to the public.

- ◆**H-4a** **COMMISSIONER NEEPER'S ORDER Re ITEM H-4.** This decision disposes of appeals of Presiding Officer's Decision. These proceedings are closed.
(Agenda 3044, Item 3a, 8/3/00; Agenda 3046, Item H-14a, 9/7/00; Agenda 3047, Item H-8a, 9/21/00; Agenda 3048, Item H-7a, 10/5/00; Agenda 3049, Item H-6a, 10/19/00; Agenda 3050, Item H-10a, 11/2/00; Agenda 3052, Item H-2a, 12/7/00; Agenda 3053, Item H-5a, 12/21/00; Agenda 3054, Item H-3a, 1/4/01; Agenda 3057, Item H-2a, 2/8/01; Agenda 3058, Item H-3a, 2/22/01; Req - Commission)
- ◆**H-4b** **COMMISSIONER BILAS' ORDER (PAGES) Re. ITEM H-4a.** These alternate pages assess a total fine of \$10,039,000, in addition to the costs of the remedial Caller ID blocking options program, against Pacific Bell (Pacific), but stay imposition of one half of that amount, or \$5,019,500, due to Pacific's candor and cooperation in this proceeding and its steps to voluntarily correct some abuses found herein.
(Agenda 3050, Item H-10b, 11/2/00; Agenda 3052, Item H-2b, 12/7/00; Agenda 3053, Item H-5b, 12/21/00; Agenda 3054, Item H-3b, 1/4/01; Agenda 3057, Item H-2b, 2/8/01; Agenda 3058, Item H-3b, 2/22/01; Req – Commission)
- ◆**H-4c** **COMMISSIONER WOOD'S ORDER Re. ITEM H-4.** This decision differs from the Presiding Officer's Decision in the following ways: it determines that Pacific Bell's (Pacific) practice of requiring service representatives to promote optional services on every incoming call violates applicable disclosure and service standards contained in Section 451, Section 2896, and Tariff Rule 12. Like the Presiding Officer's Decision, this decision declines to adjudicate claims that Pacific violated the California Unfair Competition Law (Business and Professions Code Section 17200 et seq. and Section 17500 et seq.), and notes that remedies available under that law are cumulative and in addition to remedies that may be imposed under other laws. The discussion has been revised, however, to clarify that a court is the appropriate forum in which to adjudicate Unfair Competition Law claims and that nothing in this decision is intended to preclude a court from imposing additional remedies under that law. The amount of the fine is not changed significantly (\$43.8 Million), but the decision clarifies how the fine amount was calculated and the criteria that were considered. The fine is imposed in its entirety with no portion suspended.
(Agenda 3052, Item H-2c, 12/7/00; Agenda 3053, Item H-5c, 12/21/00; Agenda 3054, Item H-3c, 1/4/01; Agenda 3057, Item H-2c, 2/8/01; Agenda 3058, Item H-3c, 2/22/01; Req - Commission)

- ◆**H-4d** **COMMISSIONER BROWN’S ORDER Re: ITEM H-4c.**
This order revises downward the total fine assessed against Pacific Bell for its unlawful action. The discussion of the fine has been revised to explain how the record evidence was weighed in accordance with the factors which the Commission has applied in previous cases in determining an appropriate fine in this case.
Agenda 3058, Item H-3d, 2/22/01; Req - Commission)
- H-5** **197-07-018 - Order Instituting Investigation (OII) on the Commission’s own motion into the operations, practices, rates and charges of the Hillview Water Company, Inc. (Hillview), a corporation, and Roger L. Forrester, the principal shareholder and president.**
This interim decision addresses the Motion for Adoption of Settlement (Motion) jointly filed on November 22, 1999, by the Ratepayer Representation Branch (RRB) of the Water Division, and Hillview, one of the respondents in this investigation. The motion asks to adopt a written settlement agreement, executed as of the same date by RRB and Hillview, as “a complete resolution of all issues in the present proceedings.” The Motion is denied. This interim decision also addresses Hillview’s Petition to Modify Order, filed September 20, 2000, which asks the Commission to modify the OII, dated July 16, 1997, the order that initiated this proceeding. Hillview asks the Commission to delete from the OII a requirement that any proposals to increase rates or charges submitted to the Commission on behalf of Hillview be consolidated with this enforcement proceeding for consideration. The petition is denied.
(Com Duque - ALJ Ryerson)
(Section 311(d))
(Agenda 3053, Item 4, 12/21/00; Agenda 3054, Item H-10, 1/4/01; Agenda 3057, Item H-3, 2/8/01; Agenda 3058, Item H-4, 2/22/01; Req - Commission)
- H-5a** **ALTERNATE ORDER TO ITEM H-5.** This alternate order grants in part the Motion for Adoption of Settlement jointly filed by Hillview Water Company, Inc. (Hillview) and the Ratepayer Representation Branch of the Water Division. This alternate order also grants Hillview’s Petition for Modification of the OII so as to eliminate the requirement that any proposals to increase rates or charges be consolidated with this enforcement proceeding.
(Com Duque)
(Agenda 3057, Item H-3a, 2/8/01; Agenda 3058, Item H-4a, 2/22/01; Req – Commission)

H-6 C99-06-034 - The Utility Consumers' Action Network vs. MCI Telecommunications Corporation (MCI).

This decision approves a settlement agreement providing for MCI to pay \$522,458.33. It also orders MCI to refund this amount to current customers. This proceeding is closed.

(Rev.) (Com Duque - ALJ Bushey)

(3/8/01) (Section 311(g)(1))

(Agenda 3051, Item CA-5, 11/21/00; Agenda 3052, Item CA-40, 12/7/00; Agenda 3053, Item CA-33, 12/21/00; Agenda 3054, Item CA-26, 1/4/01; Agenda 3055, Item CA-23, 1/18/01, Continuation 1/26/01; Agenda 3057, Item H-4, 2/8/01; Agenda 3058, Item H-5, 2/22/01; Req - Commission)
This revision was not listed on the agenda distributed to the public.

H-7 198-12-012 - Order Instituting Investigation on the Commission's own motion into the rates, charges, and practices of water and sewer utilities providing service to mobilehome parks and multiple unit residential complexes and the circumstances under which those rates and charges can be passed to the end user.

This decision reviews information obtained about current practices of owners/operators of mobilehome parks and multiple unit residential complexes which bill tenants for water and sewer services separately from rent. It isolates the major issues and explains the existing jurisdictional framework so that the legislature may formulate appropriate public policy solutions. This proceeding is closed.

(Com Lynch - ALJ Vieth)

(Section 311(g)(1))

(Agenda 3044, Item 2, 8/3/00; Agenda 3046, Item H-13, 9/7/00; Agenda 3048, Item H-2, 10/5/00; Agenda 3049, Item H-3, 10/19/00; Agenda 3050, Item H-7, 11/2/00; Agenda 3051, Item H-6, 11/21/00; Agenda 3052, Item H-7, 12/7/00; Agenda 3053, Item H-9, 12/21/00; Agenda 3054, Item H-5, 1/4/01; Agenda 3055, Item H-2, 1/18/01, Continuation 1/26/01; Agenda 3057, Item H-5, 2/8/01; Agenda 3058, Item H-6, 2/22/01; Req - Commission)

H-8 R00-02-005 – Order Instituting Rulemaking on the Commission’s own motion into reciprocal compensation for telephone traffic transmitted to Internet Service Providers (ISPs) modems.

This decision finds the calls to ISPs should continue to be treated as local calls for purposes of applying reciprocal compensation for call termination.

(Rev.) (Com Wood - ALJ Pulsifer)

(3/8/01) (*Section 311(d)*)

(Agenda 3052, Item 1, 12/7/00; Agenda 3053, Item H-13, 12/21/00; Agenda 3054, Item H-6, 1/4/01; Agenda 3055, Item H-3, 1/18/01, Continuation 1/26/01; Agenda 3057, Item H-6, 2/8/01; Agenda 3058, Item H-7, 2/22/01; Req - Commission)

This revision was not listed on the agenda distributed to the public.

H-8a **ALTERNATE ORDER TO ITEM H-8.** This alternate order concludes that calls bound to the Internet do not meet the criteria for treatment as local calls and thus are not subject to reciprocal compensation. This alternate eliminates the current requirement for reciprocal compensation payment for Internet traffic effective prospectively. In its place, this alternate establishes as a preferred outcome bill-and-keep or any other mutually agreeable inter-carrier arrangement that carriers propose in their interconnection agreements.

(Rev.) (Coms Wood/Duque)
(3/8/01) (Agenda 3053, Item H-13a, 12/21/00; Agenda 3054, Item H-6a, 1/4/01; Agenda 3055, Item H-3a, 1/18/01, Continuation 1/26/01; Agenda 3057, Item H-6a, 2/8/01; Agenda 3058, Item H-7a, 2/22/01; Req - Commission)
This revision was not listed on the agenda distributed to the public.

H-9 **D99-07-003 - Order Instituting Investigation on the Commission's own motion to consider the costs and benefits of various promising revisions to the regulatory and market structure governing California's Natural Gas Industry and to report to the California Legislature on the Commission's findings.**

This decision considers three contested settlement proposals addressing the promising options raised in D99-07-015 as applied to the Southern California Gas Company natural gas system, and to a lesser extent, the San Diego Gas and Electric Company gas system. Based on the record developed regarding costs and benefits, and the official notice we take of gas prices at the border and at Pacific Gas and Electric Company's citygate in the past few months since the close of the evidentiary hearing, we choose to approve the most modest proposal, the Interim Settlement, with some modifications. The major modification is the rejection of the provision for an automatic expansion of capacity at Wheeler Ridge with rolled-in rates if certain criteria are met. Additionally, based on the evidence in the record, we unbundle core interstate transportation from rates, eliminate core contribution to noncore interstate transition cost surcharges and the core subscription option as well as the caps and thresholds for core aggregation programs. We reduce the core aggregation program threshold, and offer billing options to core aggregators. Finally, we once again urge the Legislature to enact consumer protection legislation for those ratepayers served by core aggregators and other marketers. This proceeding is closed.

(Com Bilas - ALJ Biren)

(Section 311(d))

(Agenda 3053, Item 2, 12/21/00; Agenda 3054, Item H-8, 1/4/01; Agenda 3055, Item H-5, 1/18/01, Continuation 1/26/01; Agenda 3057, Item H-7, 2/8/01; Agenda 3058, Item H-8, 2/22/01; Req - Commission)

-
- H-10 R00-05-001 - Order Instituting Rulemaking into implementation of Senate Bill (SB) 669, regarding the Deaf and Disabled Telecommunications Program (DDTP).**
This decision implements those provisions of SB 669, passed by the State Legislature in 1999, relating to the DDTP.
(Com Duque - ALJ Thomas)
(Section 311(g)(1))
(Agenda 3053, Item 3, 12/21/00; Agenda 3054, Item H-9, 1/4/01; Agenda 3055, Item H-6, 1/18/01, Continuation 1/26/01; Agenda 3057, Item H-8, 2/8/01; Agenda 3058, Item H-9, 2/22/01; Req - Commission)
- H-11 A99-03-025 – Roseville Telephone Company (RTC).**
This decision modifies RTC’s New Regulatory Framework to (1) suspend sharing; (2) eliminate depreciation reviews; (3) suspend the I-X portion of the price adjustment formula; (4) eliminate most Z-factor adjustments; (5) establish an LE factor mechanism; and (6) modify monitoring report requirements. This decision also orders a refund and permanent revenue reduction related to post-retirement benefits other than pensions. This proceeding is closed.
(Rev.) (Com Bilas – ALJ O’Donnell)
(3/8/01) (Section 311(d))
(Agenda 3055, Item 1, 1/18/01, Continuation 1/26/01; Agenda 3057, Item H-10, 2/8/01; Agenda 3058, Item H-11, 2/22/01; Req - Commission)
This revision was not listed on the agenda distributed to the public.
- H-12 R98-07-037 – Order Instituting Rulemaking on the Commission’s proposed policies governing energy efficiency, low-income assistance renewable energy and research, development and demonstration.**
This decision approves the recommendations contained in the Phase 2 Standardization Project Report and Phase 1 Reporting Requirement Manual Report, with certain modifications. These recommendations apply to the low-income assistance programs implemented by Pacific Gas and Electric Company, San Diego Gas & Electric Company, Southern California Edison Company and Southern California Gas Company. Their purpose is to standardize the policies and procedures for implementing and reporting the results of low-income assistance programs, across utilities.
(Rev.) (Com Lynch – ALJ Gottstein)
(3/8/01) (Section 311(g)(1))
(Agenda 3055, Item 2, 1/18/01, Continuation 1/26/01; Agenda 3057, Item H-11, 2/8/01; Agenda 3058, Item H-12, 2/22/01; Req - Commission)
This revision was not listed on the agenda distributed to the public.
-

- H-13 I _____ - Order Instituting Investigation into the revenue requirement of Roseville Telephone Company (Roseville) pursuant to D00-11-039.**
This order institutes an investigation into Roseville's expense levels and revenue requirement to determine the source of funding to replace the \$11.5 million Extended Area Service payment which Roseville has been receiving from Pacific Bell.
(Com Wood - ALJ Jones)
(Agenda 3055, Item 4, 1/18/01, Continuation 1/26/01; Agenda 3057, Item H-12, 2/8/01, Continuation 2/15/01, Agenda 3058, Item H-13, 2/22/01; Req – Commission)
- H-14 R99-11-022 - Order Instituting Rulemaking into Implementation of Public Utilities Code Section 390.**
This decision resolves the petition to modify the "factor" adopted in D96-12-028 filed by Southern California Edison Company (SCE). The Administrative Law Judge further expanded the scope of the proceeding to consider modifications to the natural gas price indices adopted in D96-12-028. This decision adopts a formula, to be updated monthly, to revise SCE's factor adopted in D96-12-028 and adopts an alternative gas index to replace the Topock index adopted in D96-12-028. This decision also establishes a ceiling price for payments to qualifying facilities of \$67.45 per megawatt-hour based on the reasonableness standard described by the Federal Energy Regulatory Commission in 93 FERC ¶ 61,294.
(Com Wood - ALJ Cooke)
(Agenda 3053, Item 12, 12/21/00; Agenda 3054, Item H-14, 1/4/01; Agenda 3055, Item H-8, 1/18/01, Continuation 1/26/01, Continuation 1/31/01; Agenda 3057, Item H-13, 2/8/01, Continuation 2/15/01; Req – Commission)
- H-15 R94-04-031 - Order Instituting Rulemaking on the Commission's proposed policies governing restructuring California's electric services industry and reforming regulation. I94-04-032 - Related matter.**
Order clarifying and modifying D00-08-023 and D.00-09-075, and establishing guidelines for prudent electric market bilateral forward contracting for Pacific Gas and Electric Company, Southern California Edison Company, and San Diego Gas & Electric Company, pursuant to D00-12-065 and related comments subsequently filed.
(Com Lynch - ALJ Cooke)
(Agenda 3055, Item 6, 1/18/01, Continuation 1/26/01, Continuation 1/31/01; Agenda 3057, Item H-14, 2/8/01, Continuation 2/15/01; Agenda 3058, H-15, 2/22/01, Continuation 3/7/01; Req - Commission)

H-15a **ALTERNATE ORDER TO ITEM H-15.** This alternate order adopts a total generation cost benchmark of 6¢/kilowatt hour for Pacific Gas and Electric Company, Southern California Edison Company and San Diego Gas & Electric Company. The utilities are provided the flexibility to enter into appropriate contracts and financial instruments to meet this benchmark and will not be subject to reasonableness review if the benchmark is met. (ALJ Cooke)
(Agenda 3055, Item 6a, 1/18/01, Continuation 1/26/01, Continuation 1/31/01; Agenda 3057, Item H-14a, 2/8/01, Continuation 2/15/01; Agenda 3058, H-15a, 2/22/01, Continuation 3/7/01; Req - Commission)

H-16 **A00-09-020 - Pacific Gas and Electric Company (PG&E).**
For an order modifying D87-09-056 (A87-08-008) and authorizing it to issue short-term debt securities in an aggregate principal amount of \$2,692,638,219 in excess of that authorized by Public Utilities Code Section 823(c). This decision grants the petition to modify D00-10-065 filed by PG&E. PG&E is authorized to issue \$4 billion of additional debt for the purpose of financing the purchase of wholesale electricity for delivery to its retail customers.
(Com Wood - ALJ Kenney)
(Agenda 3055, Item 8, 1/18/01, Continuation 1/26/01, Continuation 1/31/01; Agenda 3057, Item H-16, 2/8/01, Continuation 2/15/01; Agenda 3058, H-16, 2/22/01, Continuation 3/7/01; Req - Commission)

H-17 **A00-10-029 - Pacific Gas and Electric Company (PG&E).**
For authority to issue, sell, and deliver one or more series of its First Refunding Mortgage Bonds, debentures, subordinated deferrable interest debentures, promissory notes and/or other evidences of indebtedness in connection with domestic or euro-market offerings, to guarantee the obligations of others in respect of the issuance of securities and to arrange for standby letters of credit as performance guarantees, the total aggregate principal amount of such issuances and guarantees not to exceed \$2 billion; (2) enter into one or more interest rate caps, collars and swaps; (3) issue variable rate debt (including fixed rate debt swapped to a variable rate) to finance balancing account undercollections; and (4) obtain an exemption from the Competitive Bidding Rule. This decision grants the petition to modify D00-12-064 filed by PG&E. PG&E is authorized to issue \$4 billion of additional debt for the purpose of financing the purchase of wholesale electricity for delivery to its retail customers.
(Com Wood - ALJ Kenney)
(Agenda 3055, Item 9, 1/18/01, Continuation 1/26/01, Continuation 1/31/01; Agenda 3057, Item H-17, 2/8/01, Continuation 2/15/01; Agenda 3058, H-17, 2/22/01, Continuation 3/7/01; Req - Commission)

- H-17a** **ALTERNATE ORDER TO ITEM H-17.** This alternate order grants the petition to modify D00-12-064 filed by Pacific Gas and Electric Company (PG&E). PG&E is authorized to issue \$4 billion of additional debt for purposes of financing the purchase of wholesale electricity for delivery to its retail customers. This alternate does contain the prohibition against the pledge of assets set forth in the proposed decision. This alternate, unlike the proposed decision, also does not impose the pledge of assets prohibition on the previous financing authority issued to PG&E.
(Com Duque)
(Agenda 3057, Item H-17a, 2/8/01, Continuation 2/15/01; Agenda 3058, H-17a, 2/22/01, Continuation 3/7/01; Req - Commission)
- H-18** **A00-11-038 – Southern California Edison Company (SCE).**
For authority to institute a rate stabilization plan with a rate increase and end of rate freeze tariffs. A00-11-056, A00-10-028 - Related matters. This decision addresses the emergency motion filed by the Coalition of California Utility Employees to prevent SCE and Pacific Gas and Electric Company from laying off non-management utility employees.
(Com Lynch - ALJ Wong)
(Agenda 3057, Item 4, 2/8/01, Continuation 2/15/01, Agenda 3058, H-19, 2/22/01, Continuation 3/7/01; Req - Commission Req – Commission)
- H-18a** **ALTERNATE ORDER TO ITEM H-18.** This alternate decision denies the emergency motion filed by the Coalition of California Utility Employees as the layoffs and contemplated layoffs do not appear to adversely affect the safety, service and reliability of operations of the utilities at this time. If the Commission perceives harmful effects about to occur in the future, it will intervene. Failure to meet all standards as to safety, service and reliability will result in enforcement actions. The utilities shall file updates within 5 days of any significant change in their layoff plans or cost cutting measures. The updates shall set forth the effects of such changes. The request that monthly meter reads be temporarily suspended is denied. The request that ASA time for call center calls be temporarily suspended is granted effective January 1, 2001.
(Com Bilas)
(Agenda 3058, H-19a, 2/22/01, Continuation 3/7/01; Req – Commission)
This revision was not listed on the agenda distributed to the public.
- (Rev.)**
(3/12/01)

- H-19 A01-01-024 - Pacific Gas and Electric Company (PG&E).**
For an immediate finding of a gas supply emergency and an order directing Southern California Gas Company (SoCalGas) to provide mutual assistance. This decision addresses the emergency application of PG&E. PG&E's application seeks an order finding that a gas supply emergency exists and that SoCalGas be ordered to provide mutual assistance by supplying gas to core customers on PG&E's system.
(Com Lynch - ALJ Wong)
(Agenda 3057, Item 5, 2/8/01, Continuation 2/15/01; Agenda 3058, H-20, 2/22/01, Continuation 3/7/01; Req – Commission)
- H-20 R00-10-002 - Order Instituting Rulemaking into the operation of interruptible load programs offered by Pacific Gas and Electric Company, San Diego Gas & Electric Company, and Southern California Edison Company and the effect of these programs on energy prices, other demand responsiveness programs, and the reliability of the electric system.**
This decision addresses utility tariffs for interruptible service.
(Com Wood - ALJ Mattson)
(Agenda 3057, Item 6, 2/8/01, Continuation 2/15/01, Agenda 3058, H-21, 2/22/01, Continuation 3/7/01; Req – Commission)

H-21 (Rev.) **I _____ - Order Instituting Investigation whether respondents**
(3/13/01) **Pacific Gas and Electric Company (PG&E), San Diego Gas & Electric**
 Company (SDG&E), Southern California Edison Company (SCE),
 PG&E Corporation, Edison International, and Sempra Energy have
 complied with past Commission decisions authorizing their holding
 company formations, as well as applicable statutes, and whether
 additional rules or changes are needed to address changing
 circumstances and recent events.

(Rev.) In this Order Instituting Investigation, the Commission will review whether
(3/14/01) respondents PG&E, SDG&E, SCE, PG&E Corporation, Edison
 International, and Sempra Energy have complied with past Commission
 decisions authorizing their holding company formations, as well as
 applicable statutes. The Commission may also inquire whether additional
 rules or changes are needed to address changing circumstances and recent
 events. The Commission may impose other prospective rules, conditions,
 or other remedies, as appropriate, that may result from this inquiry.
 (Com Lynch)
 (Agenda 3057, Item 7, 2/8/01, Continuation 2/15/01, Agenda 3058, H-22,
 2/22/01, Continuation 3/7/01; Req – Commission)
 This revision was not listed on the agenda distributed to the public.
 This revision was not listed on the agenda distributed to the public.

H-22 **R99-11-022 - Order Instituting Rulemaking into Implementation of**
 Pub. Util. Code § 390.

(Rev.) This item considers potential revisions to qualifying facility (QF) pricing
(3/8/01) resulting from recent legislative activity/settlement discussions. It also
 addresses payments to QFs.
 (Com Wood - ALJ Cooke)
 (Agenda 3057, Item 8, 2/8/01, Continuation 2/15/01, Agenda 3058, H-23,
 2/22/01, Continuation 3/7/01; Req – Commission)
 This revision was not listed on the agenda distributed to the public.

ORDERS

- 1 I00-11-001 - Order Instituting Investigation into Implementation of Assembly Bill 970 regarding the identification of electric transmission and distribution constraints, actions to resolve those constraints, and related matters affecting the reliability of electric supply.**
This decision directs the utilities to proceed expeditiously with thirty-three transmission upgrade projects to relieve transmission congestion by summer, 2001.
(Com Lynch – ALJ Gottstein)
(Section 311(g)(1))
- ♦2 I98-08-004 – Investigation on the Commission’s own motion into the operations, practices, and conduct of Coral Communications, Inc. (Coral) and Michael Tinari, President of Coral; William Gallo, Senior Vice President of Coral; Devon Porcella, Vice President of Sales and Operations of Coral; Neal Deleo, Vice President Finance and MIS of Coral to determine whether the corporation or its principals have operated within California without having a certificate to operate from the Commission and whether they have charged California subscribers for telecommunications services the subscribers never authorized.**
Decision disposes of appeal of the Presiding Officer’s Decision. This proceeding is closed.
(Com Duque – ALJ Bushey)
- 3 R98-07-037 – Order Instituting Rulemaking on the Commission’s Proposed Policies and Programs Governing Energy Efficiency, Low-Income Assistance, Renewable Energy and Research Development and Demonstration.**
This decision adopts the Energy Division’s program proposals for load control and distributed generation initiatives, pursuant to Pub. Util. Code § 399.15(b), with certain modifications and clarifications. The Commission authorizes a total of \$137.8 million in funding for these programs, on an annual basis through December 31, 2004.
(Com Lynch – ALJ Gottstein)
- ♦4 I99-10-024 - Investigation of USP&C to determine whether it has violated Public Utilities Code Section 2889.9 by failing to provide commission staff with requested information and whether the commission should order California telephone companies to cease providing billing and collection services to USP&C.**
This decision disposes of appeals of President Officer’s Decision.
(Com Brown – ALJ Bushey)

- 5** **A00-11-038 – Southern California Edison Company (SCE).**
For authority to institute a rate stabilization plan with a rate increase and end of rate freeze tariffs. A00-11-056, A00-10-028 – Related matters. In this decision, the Commission considers the emergency request of the Department of Water Resources (DWR) regarding the allocation of generation charges paid by retail end-use customers and payment of such revenues by the utilities to DWR.
(Com Lynch – ALJ DeUlloa)
- 5a** **ALTERNATE ORDER TO ITEM 5.** This alternate decision recognizes that the Water Code Section 80114 revenues are not subject to present or future prudence review by this Commission, and that DWR is solely responsible for setting its revenue requirement which we must pass through to ratepayers. An interim California Procurement Adjustment (CPA) and interim allocation will be established under Pub. Util. Code Section 360.5 as soon as possible consistent with due process. At that time we will segregate revenues as requested by DWR. DWR may recover, and the Commission shall approve and impose, either as part of the CPA or as additional rates, rates sufficient to enable DWR to recover its revenue requirements and the provisions of this sentence shall constitute an agreement within the meaning of Water Code Section 80110. This order stays action on implementation of the suspension of direct access under Water Code Section 80110 until further notice.
(Com Bilas)
- 6** **A00-11-025 – San Diego Gas & Electric Company (SDG&E)**
For authority to incur additional indebtedness for working capital purposes in an aggregate principal amount not to exceed \$800 million, inclusive of amounts otherwise authorized by Public Utilities Code Section 823, at any one time outstanding. This decision addresses the petition to modify D01-01-011 filed by SDG&E. In its petition, SDG&E asks the Commission to modify D01-02-011 to grant SDG&E authority to issue debt secured by a pledge of SDG&E's property, plant, and equipment for the purpose of financing the undercollection in SDG&E's Energy Rate Ceiling Revenue Shortfall Account.
(Com Wood – ALJ Kenney)

- 7 A00-11-038 – Southern California Edison Company (SCE).**
For authority to institute a rate stabilization plan with a rate increase and end of rate freeze tariffs. A00-11-056, A00-10-028 – Related matters. This decision considers a minimum calculation for the California Procurement Adjustment to allow the Department of Water Resources to obtain minimum financing.
(Com Lynch – ALJ DeUlloa)
- 8 A00-11-038 – Southern California Edison Company (SCE).**
For authority to institute a rate stabilization plan with a rate increase and end of rate freeze tariffs. A00-11-056, A00-10-028 – Related matters. This decision considers an agreement between the California Public Utilities Commission and the Department of Water Resources, to be treated as a financing order.
(Com Lynch – ALJ DeUlloa)
- 9 A00-11-038 – Southern California Edison Company (SCE).**
For authority to institute a rate stabilization plan with a rate increase and end of rate freeze tariffs. A00-11-056, A00-10-028 – Related matters. This decision considers the interim flow of funds to the California Department of Water Resources out of the rates currently being collected by the electric utilities.
(Com Lynch - ALJ DeUlloa)
- 10 A92-12-043 – Pacific Gas and Electric Company (PG&E).**
For an order pursuant to Section 1005.5(b) of the Public Utilities Code to increase the maximum cost specified in PG&E's Certificate of Public Convenience and Necessity to construct the California portion of the expansion of its natural gas pipeline. A93-03-038, A94-05-035, A94-06-034, A94-09-056, A94-06-044, A96-08-043, R90-02-008, R88-08-018, R92-12-016, I92-12-017, A92-07-049, A95-02-008, A95-02-010, A94-11-015, A93-04-011, A94-04-002, A95-04-002, A96-04-001, A94-12-039 - Related matters.
This decision addresses the emergency petition for modification of Decision 97-08-055 (PG&E Gas Accord) and Resolution G-3288, that was filed by the Northern California Generation Coalition on January 26, 2001.
(Com Bilas - ALJ Wong)

- 11 (Rev.) (3/12/01) R_____ - Order Instituting Rulemaking into whether the curtailment and diversion priorities for noncore natural gas customers in the service territories of Pacific Gas and Electric Company, and Southern California Gas Company should be changed.**

An Order Instituting Rulemaking is being initiated to examine whether the curtailment and diversion priorities for noncore natural gas customers in the service territories of Pacific Gas and Electric Company, and Southern California Gas Company should be changed.

This revision was not listed on the agenda distributed to the public.

- 12 A00-09-031 – Sprint Communications Company L.P. and Verizon California, Inc. f/k/a/ GTE California Incorporated for arbitration of interconnection rates, terms, conditions and related arrangements.**

This decision approves the negotiated and arbitrated provisions of an Interconnection Agreement (IA) executed by Sprint Communications Company L.P. and Verizon California Inc. pursuant to the Telecommunications Act of 1996. This proceeding is closed.

(Com. Wood – ALJ Thomas)

MANAGEMENT RESOLUTIONS AND WRITTEN REPORTS

- M-1** **Res M-4801** - This resolution confirms staff's authority to suspend the effectiveness of advice letter filings of tariff changes. This resolution also ratifies staff's suspension of advice letters prior to its effective date.
(Section 311(g)(1))
(Agenda 3057, Item M-1, 2/8/01; Agenda 3058, Item M-1, 2/22/01
Continuation 3/7/01; Req – Commission)

UTILITIES RESOLUTIONS AND WRITTEN REPORTS***ENERGY MATTERS*****E-1 Res E-3726 – San Diego Gas & Electric Company (SDG&E)**

This resolution approves with modifications, SDG&E's Interim Bill Stabilization Plan implementing D00-08-037, and SDG&E'S revisions to the Plan and implementation of the Energy Rate Ceiling Retroactive Credit to comply with Assembly Bill 265 and D00-09-040. SDG&E's proposal to apply the Plan to DA customers is denied.

(Section 311(g)(1))

(Advice Letters (AL) 1249-E, 1254-E, 1260-E and 1264-E, filed August 28, 2000; September 12, 2000; October 2, 2000, and October 19, 2000, respectively. Supplemental ALs 1260-E-A, 1264-E-A, filed October 30, 2000 and December 6, 2000, respectively.)

(Agenda 3058, Item E-1, 2/22/01; Req – Commission)

E-1a ALTERNATE RESOLUTION TO ITEM E-1.

This alternate resolution approves with modifications SDG&E's proposal to apply the Plan to DA customers.

(Com Bilas)

(Agenda 3058, Item E-1a, 2/22/01; Req – Commission)

E-2 Res G-3313 – Resolution G-3304 which was adopted on December 21, 2000, is modified on the Commission's own motion to allow noncore customer to elect core subscription service, Schedule G-CS, or other applicable core service schedules, under certain specified conditions.

LEGAL DIVISION MATTERS

FEDERAL MATTERS

FED-1 Reply Comments in FCC NPRM “Ex Parte Comments: In the Matter of Telecommunications Service Quality Reporting 2000 Biennial Regulatory Review Requirements 2000 Biennial, **FCC Docket No. 00-229.**”

FED-2 In the matter of inquiry concerning high-speed access to the internet over cable and other facilities, **GN Docket No. 00-185**, Notice of Inquiry, released September 28, 2000 by the Federal Communications Commission. The Commission will file ex parte comments in this docket.

COMMISSIONERS' REPORTS

MANAGEMENT REPORTS

CLOSED SESSION

This notice is furnished under Government Code Sections 11125 and 11126.3. The Commission will meet in Closed Session following the Public Session of its regularly scheduled meeting. In the Closed Session, the Commission may consider personnel matters as provided under Government Code Section 11126(a), institution of proceedings or disciplinary actions against any person or entity under the jurisdiction of the Commission as provided under Government Code Sections 11126(d)(2) and 11126(e)(2)(C)(i), and pending litigation as provided under Government Code Section 11126(e). Additional items may be added to the closed session agenda pursuant to Gov. Code Section 11126.3(d). If in Closed Session the Commission votes to appoint, employ, or dismiss a public employee, the Commission will thereafter reconvene in Open Session to make the disclosures required by Government Code Sections 11125.2 and 11126.3(f).

NON-FEDERAL ITEMS

ORDERS HELD OVER

- HEX-1 Conference with Legal Counsel - Application for Rehearing**
R98-07-037 - Disposition of the joint application for rehearing and the Petition for Modification filed by the Latino Issues Forum and the Greenlining Institute of D00-09-036. The interim decision approved the utilities' joint Phase 1 recommendations for standardizing installation standards, and other procedures for the Low-Income Energy Efficiency program.
(Gov. Code § 11126(e)(2)(B)(i).)
(Agenda 3052, Item EX-4, 12/7/00; Agenda 3053, Item HEX-5, 12/21/00; Agenda 3054, Item HEX-2, 1/4/01; Agenda 3057, Item HEX-2, 2/8/01; Agenda 3058, Item HEX-3, 2/22/01; Req - Commission)
- HEX-2 Conference with Legal Counsel - Applications for Rehearing**
A97-12-020, I97-11-026, A94-12-005, I95-02-015 - Disposition of applications for rehearing filed by The Utility Reform Network and James Weil of D00-02-046. This general rate case decision establishes the authorized base electric and gas revenue requirements for Pacific Gas and Electric Company for the 1999 test year.
(Gov. Code § 11126(e)(2)(B)(i).)
(Agenda 3052, Item EX-5, 12/7/00; Agenda 3053, Item HEX-6, 12/21/00; Agenda 3054, Item HEX-3, 1/4/01; Agenda 3055, Item HEX-3, 1/18/01; Agenda 3057, Item HEX-3, 2/8/01; Agenda 3058, Item HEX-4, 2/22/01; Req - Commission)

- HEX-3 Conference with Legal Counsel – Applications for Rehearing**
R93-04-003, I93-04-002 - Disposition of applications for rehearing filed by AT&T Communications of California, Inc. and MCI WorldCom Network Services, Inc.; Pacific Bell (Pacific); California Cable Television Association; Time Warner Telecom of California, L.P. and Cox California Telcom, L.L.C.; and The Utility Reform Network of D99-11-050. D99-11-050 set prices for unbundled network elements offered by Pacific. (Gov. Code § 11126(e)(2)(B)(i).)
(Agenda 3054, Item EX-6, 1/4/01; Agenda 3055, Item HEX-6, 1/18/01; Agenda 3057, Item HEX-5, 2/8/01; Agenda 3058, Item HEX-5, 2/22/01; Req - Commission)
- HEX-4 Conference with Legal Counsel – Applications for Rehearing**
R94-04-031, I94-04-032 - Disposition of applications for rehearing filed by The Utility Reform Network of D00-08-023. The decision authorized Pacific Gas and Electric Company and Southern California Edison Company to buy energy and ancillary services and capacity products in the bilateral market.
(Gov. Code § 11126(e)(2)(B)(i).)
(Agenda 3054, Item EX-5, 1/4/01; Agenda 3055, Item HEX-5, 1/18/01; Agenda 3057, Item HEX-8, 2/8/01; Agenda 3058, Item HEX-6, 2/22/01; Req - Commission)
- HEX-5 Conference with Legal Counsel - Application for Rehearing**
R00-10-002 - Disposition of application for rehearing filed by California Manufacturers and Technology Association of D00-10-066 which temporarily suspended until March 31, 2001 the provision of the interruptible tariffs of Southern California Edison Company that allow a portion of its interruptible customers to opt-out of the interruptible program or change their firm service levels.
(Gov. Code § 11126(e)(2)(B)(i).)
(Agenda 3057, Item EX-6, 2/8/01; Agenda 3058, Item HEX 8, 2/22/01; Req - Commission)

HEX-6

Conference with Legal Counsel - Application for Rehearing

199-10-024 - Disposition of application for rehearing filed by USP&C, Inc. of D00-12-031. D00-12-031 extends the statutory deadline for resolution of 199-10-024, which involves an investigation into whether USP&C violated Public Utilities Code Sections 2889.9 and 2890 and whether the Commission should order California Telephone Companies to cease providing billing and collection services to USP&C.

(Gov. Code Sec. 11126(e)(2)(B)(i).)

(Agenda 3057, Item EX-5, 2/8/01; Agenda 3058, Item Hex-7, 2/22/01, Continuation 3/7/01; Req - Commission)

ORDERS

- EX-1 Conference with Legal Counsel – Applications for Rehearing**
Compilation of applications for rehearing recently filed with the Commission. (Gov. Code § 11126(e)(2)(B)(i).)
- EX-2 Conference with Legal Counsel – Threatened Litigation**
Significant exposure to litigation. (Gov. Code § 11126(e)(2)(B).)
- EX-3 Conference with Legal Counsel – Initiation of Litigation**
Consideration of possible Commission initiation of, or intervention in, litigation. (Gov. Code § 11126(e)(2)(C)(i).)
- EX-4 Conference with Legal Counsel – Application for Rehearing**
C99-07-019 – Disposition of Application for Rehearing filed by Wahrenbrock Capital Management (WCM) of Decision D00-12-028. D00-12-028 dismissed WCM's Complaint with prejudice, finding Sierra Pacific Power Company did not violate General Order 156. (Gov. Code § 11126(e)(2)(B)(i).)
- EX-5 Conference with Legal Counsel – Application for Rehearing**
A00-11-038; A00-11-056; A00-10-028 - Disposes of the applications for rehearing of D01-01-018 filed by Pacific Gas and Electric Company (PG&E) and Southern California Edison Company (Edison). D01-01-018 implements an immediate interim surcharge subject to refund, to provide additional revenue for PG&E and Edison on an interim basis. Edison and PG&E allege that (1) the failure to impose a larger surcharge constitutes an unconstitutional taking; (2) the Commission' failure to end the rate freeze is in error; (3) the ordered accounting changes violate Public Utilities Code Sections 367, 368, 1708, and due process rights; (4) D01-01-018 violates the filed-rate doctrine, and (5) D01-01-018 is not supported by substantial evidence. Edison further argues that the Decision erroneously concludes that Edison accepted the risk of underrecovery of procurement costs, and that Edison should be relieved of its obligation to procure power beyond what it is generating. PG&E also maintains that D01-01-018 violates the Equal Protection Clause and the Commerce Clause of the Constitution. Also disposes of Petition for Clarification of Greenlining Institute and Latino Issues Forum. (Gov. Code § 1126 (e)(2)(B)(i).)

- EX-6** **Conference with Legal Counsel – Initiation of Enforcement Proceeding**
Deliberation on institution of proceeding or disciplinary actions against person or entities subject to Commission's jurisdiction. (Disclosure of case name would fail to protect the private economic or business reputation of the person or entity if the proceeding or disciplinary action is not commenced and disclosure could also jeopardize the ability to effect personal service on the Respondent.)
(Gov. Code §§ 11126(d)(2), 11126(e)(2)(C)(i).)
- EX-7** **Conference with Legal Counsel – Initiation of Enforcement Proceeding**
Deliberation on institution of proceeding or disciplinary actions against person or entities under the Commission's jurisdiction. (Disclosure of case name would fail to protect the private economic or business reputation of the person or entity if the proceeding or disciplinary action is not commenced and disclosure could also jeopardize the ability to effect personal service on the Respondent.)
(Gov. Code §§ 11126(d)(2), 11126(e)(2)(C)(i).)
- EX-8** **Personnel Matters**
Consideration of appointment, employment, evaluation of performance, or dismissal of a public employee or to hear complaints or charges brought against that employee by another person or employee.
(Gov. Code §§ 11126(d)(2), 11126(e)(2)(C)(i).)

FEDERAL ITEMS

- FEX-1** **Conference with Legal Counsel – Initiation of Litigation**
Consideration of possible Commission initiation of, or intervention in,
federal agency or court proceedings. (Gov. Code § 11126(e)(2)(C)(i).)

**SUBSCRIPTION NOTICE FOR AGENDA
AND
DRAFT AGENDA ITEMS**

If you wish to subscribe to the *agenda*, please send your request with a check payable to the Public Utilities Commission; Attention: Poly Arca, Room 1003; 505 Van Ness Avenue; San Francisco, CA 94102; or by calling (415) 703-1798. The cost for a one-year subscription to the agenda is \$75.

If you wish to receive *draft agenda items*, please send your request with a check payable to the Public Utilities Commission; Attention: Poly Arca, Room 1003; 505 Van Ness Avenue; San Francisco, CA 94102; or by calling (415) 703-1798. The cost for a one-year subscription to the entire public agenda package (which excludes Executive session materials) is \$1000. The cost for energy agenda items only or telecommunication agenda items only is \$500 per year. The package you receive via mail will include only those agenda items available at the time of the agenda distribution date, which is usually 10 to 12 days prior to the Commission meeting. If agenda items (including revisions) are not ready on the distribution date, they will be made available at no charge in the lobby outside the Commission Auditorium at 9:00 a.m. on the morning of the Commission meeting, but not earlier. In addition, the Commission will make draft agenda items available for viewing and photocopying (at 20 cents per page) at the Commission's Central Files Office (Room 2002), 505 Van Ness Avenue, San Francisco, and in the Commission offices in Los Angeles, San Diego, and the field office in Sacramento. Since the agenda package will be mailed to these locations, it will be available at these locations a day or two after the distribution date. These locations will not receive agenda items that are not ready on the distribution date.

Those intervenors who have financial hardship determination pending or granted shall be eligible to receive draft agenda item packets at no charge.

**Results of Commission Meeting
March 15, 2001 -- Agenda 3059**

Commissioners present: Lynch, Duque, Bilas, Wood, and Brown

Public Comment:

re Item H-18

Mayor Mike Rothchild, City of Victorville, CA

Richard Hancock, San Leandro, CA

Morgan Kessler, Saratoga, CA

John Piercy, Berkeley, CA

Kathleen Jenkins, San Francisco, CA

Richard Starr, San Francisco, CA

Edith Wellin, San Francisco, CA

Henrik Bull, Berkeley, CA

Yvonne Hunter, League of California Cities, Sacramento, CA

George Petty, Berkeley, CA

Bette Wallace Landes, San Francisco, CA

Daniel Weaver, San Francisco, CA

Martha Roditte, San Francisco, CA

re Item 3

Keith Rutledge, Willits, CA

(Decision numbers have been issued but processing the decisions for mailing may take up to 10 days.)

Item #	Proceeding # or Resolution #	Decision #	Action Taken	Comments
CAs				
CA-1	Res TL-18960		Approved 5-0	
CA-2	Res ALJ-176-3059		Approved 5-0	
CA-3	Not used			
CA-4	R95-04-043 etal		Held to 3/27	Consent Agenda
CA-5	A00-04-023	D01-03-012	Signed 5-0	
CA-6	A00-03-024	D01-03-013	Signed 5-0	
CA-7	Not used			
CA-8	A00-10-006	D01-03-014	Signed 5-0	
CA-9	A00-11-027	D01-03-015	Signed 5-0	
CA-10	A00-09-047	D01-03-016	Signed 5-0	
CA-11	A98-10-012 etal	D01-03-017	Signed 5-0	
CA-12	A00-11-058	D01-03-018	Signed 5-0	
CA-13	A00-11-066	D01-03-019	Signed 5-0	
CA-14	A00-08-033	D01-03-020	Signed 5-0	
CA-15	A00-10-030		Withdrawn	
CA-16	A00-10-038	D01-03-021	Signed 5-0	
CA-17	A97-06-047	D01-03-022	Signed 5-0	
CA-18	A00-08-017	D01-03-023	Signed 5-0	
CA-19	A00-10-058	D01-03-024	Signed 5-0	
CA-20	A00-07-007	D01-03-025	Signed 5-0	
CA-21	A00-05-068	D01-03-026	Signed 5-0	
CA-22	A00-05-025	D01-03-027	Signed 5-0	

CA-23	Res G-3302		Approved 5-0	
CA-24	Res W-4249		Approved 5-0	
CA-25	A00-10-043		Held to 4/19	Consent Agenda
CA-26	C98-08-040		Held to 3/27	Regular Agenda
CA-27	C98-03-023		Held to 3/27	Consent Agenda
CA-28	A00-02-035		Held to 4/19	Regular Agenda
CA-29	Res W-4250		Approved 5-0	
CA-30	Res SX-37		Approved 5-0	
CA-31	Res W-4251		Approved 5-0	
CA-32	I99-07-003	D01-03-030	Signed 5-0	
CA-33	Not used			
CA-34	Not used			
CA-35	Res W-4252		Held to 3/27	Consent Agenda
CA-36	C00-04-013	D01-03-031	Signed 5-0	
CA-37	A99-01-016	D01-03-032	Signed 5-0	
CA-38	C00-10-007 (ECP)	D01-03-033	Signed 5-0	
CA-39	A00-11-042	D01-03-034	Signed 5-0	
CA-40	A00-11-017	D01-03-035	Signed 5-0	
CA-41	A00-11-030	D01-03-036	Signed 5-0	
CA-42	A00-11-010	D01-03-037	Signed 5-0	
CA-43	A00-11-019	D01-03-038	Signed 5-0	
CA-44	A00-11-067	D01-03-039	Signed 5-0	
CA-45	C00-12-028 (ECP)	D01-03-040	Signed 5-0	
CA-46	A99-08-030	D01-03-041	Signed 5-0	
CA-47	C00-04-029		Held to 3/27	Consent Agenda
CA-48	A99-05-002 et al	D01-03-042	Signed 5-0	
CA-49	I00-03-015	D01-03-043	Signed 5-0	
CA-50	I00-03-015		Withdrawn	
CA-51	A00-07-006 et al		Held to 3/27	Consent Agenda
HELD				
H-1	C99-04-046		Held to 4/19	
H-2	C98-06-016		Held to 3/27	
H-2a	C98-06-016 Comr Wood's Order re H-2		Held to 3/27	
H-3	C99-01-039		Held to 3/27	
H-3a	C99-01-039 Comr Wood's Order (pages) re H-3		Held to 3/27	
H-4	C98-04-004 et al		Held to 3/27	
H-4a	C98-04-004 et al Comr Neeper's Order re H-4		Held to 3/27	
H-4b	C98-04-004 et al Comr Bilas' Order re H-4a		Held to 3/27	
H-4c	C98-04-004 et al Comr Wood's Order re H-4		Held to 3/27	

H-4d	C98-04-004 etal Comr Brown's Order re H-4c		Held to 3/27	
H-5	I97-07-018		Held to 3/27	
H-5a	I97-07-018 Alt Order		Held to 3/27	
H-6	C99-06-034		Held to 3/27	
H-7	I98-12-012		Held to 3/27	
H-8	R00-02-005		Held to 3/27	
H-8a	R00-02-005 Alt Order		Held to 3/27	
H-9	I99-07-003		Held to 4/19	
H-10	R00-05-001		Held to 3/27	
H-11	A99-03-025		Held to 4/19	
H-12	R98-07-037	D01-03-028	Signed 5-0	
H-13	I _____		Held to 3/27	
H-14	R99-11-022		Held to 3/27	
H-15	R94-04-031 etal		Held to 3/27	
H-15a	R94-04-031 etal Alt Order		Held to 3/27	
H-16	A00-09-020		Held to 3/27	
H-17	A00-10-029		Held to 3/27	
H-17a	A00-10-029 Alt Order		Held to 3/27	
H-18	A00-11-038 etal	D01-03-029	Signed 4-1	Comr Bilas will file a dissent, Comr Duque will file a concurrence and Comr Brown will file a concurrence.
H-18a	A00-11-038 etal Alt Order		Withdrawn	
H-19	A01-01-024		Held to 3/27	
H-20	R00-10-002		Held to 3/27	
H-21	I _____		Held to 3/27	
H-22	R99-11-022		Held to 3/27	
ORDERS				
1	I00-11-001		Held to 3/27	
2	I98-08-004		Held to 3/27	
3	R98-07-037		Held to 3/27	
4	I99-10-024		Held to 3/27	
5	A00-11-038 etal		Withdrawn	
5a	A00-11-038 etal Alt Order		Withdrawn	
6	A00-11-025		Held to 3/27	
7	A00-11-038 etal		Held to 3/27	
8	A00-11-038 etal		Held to 3/27	
9	A00-11-038 etal		Held to 3/27	
10	A92-12-043 etal		Withdrawn	
11	R _____	R01-03-023	Signed 5-0	
12	A00-09-031	D01-03-044	Signed 5-0	

ENERGY				
E-1	Res E-3726		Held to 3/27	
E-1a	Res E-3726 Alt Res		Held to 3/27	
E-2	Res G-3313		Held to 3/27	
MGMT				
M-1	Res M-4801		Held to 3/27	
LEGAL				
FED-1	FCC Docket No. 00-229		Approved Staff Recommendation 5-0	
FED-2	GN Docket No. 00-185		Held to 3/27	
EXEC				
HEX-1	R98-07-037		Held to 3/27	
HEX-2	A97-12-020 etal		Held to 3/27	
HEX-3	R93-04-003 etal		Held to 3/27	
HEX-4	R94-04-031 etal		Withdrawn	
HEX-5	R00-10-002	D01-03-045	Signed 5-0	
HEX-6	I99-10-024	D01-03-046	Signed 5-0	
EX-4	C99-07-019		Held to 4/19	
EX-5	A00-11-038 etal		Held to 3/27	
EX-8	Personnel Matters		Gary Martin Cohen was appointed General Counsel by unanimous vote of the Commission.	Pursuant to Gov Code Sections 11126(d)(2) and 11126(e)(2)(C)(i), the Commission discussed and voted on this matter in closed session. The Public Session was reconvened to announce the appointment.